

DISTRICT COURT CIVIL COVER SHEET

A-15-717393-C

County, Nevada

Case No. _____

XXVIIII

(Assigned by Clerk's Office)

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone):

AMBER REYNOLDS

Defendant(s) (name/address/phone):

CARDENAS MARKET, INC

MARINA SOSA

Attorney (name/address/phone):

JASON BARRUS, ESQ

Attorney (name/address/phone):

N/A

BAKER LAW OFFICES, 500 S. Eighth Street Las Vegas, NV 89101

II. Nature of Controversy (please select the one most applicable filing type below)**Civil Case Filing Types**

Real Property	Torts
Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	Negligence <input checked="" type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice Other Torts <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
Probate Probate (select case type and estate value) <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate Estate Value <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract
Civil Writ <input type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrantum <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ	Judicial Review/Appeal Judicial Review <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency Nevada State Agency Appeal <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency Appeal Other <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

Business Court filings should be filed using the Business Court civil coversheet.

4/22/2015

Date

Signature of initiating party or representative

See other side for family-related case filings.

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Attorneys for Plaintiff


CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

AMBER REYNOLDS, individually
Plaintiff,

vs.

CARDENAS MARKET, INC., MARINA
SOSA, an individual, DOE EMPLOYEES 1
through 5, DOES 1 through 10, and ROE
BUSINESS ENTITIES 1 through 10,
inclusive,
Defendants.

DEPT. NO.: A - 1 5 - 7 1 7 3 9 3 - C

CASE NO.: XXVIII

COMPLAINT

COMES NOW PLAINTIFF, AMBER REYNOLDS, by and through her attorneys,
BAKER LAW OFFICES, and for her cause of action against Defendants, and each of them,
complains and alleges as follows:

GENERAL ALLEGATIONS

1. That at all relevant times, PLAINTIFF, AMBER REYNOLDS, (hereinafter referred to as "PLAINTIFF") is and was a resident of Las Vegas, Clark County, State of Nevada.
2. That at all times relevant hereto, Defendant CARDENAS MARKET, INC., (hereinafter referred to as "CARDENAS"), was a foreign corporation duly licensed and authorized to do business in Las Vegas, Clark County, Nevada.\

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1 3. That at all times relevant hereto, Defendant Marina Sosa, was the manager of
2 the CARDENAS located at 4700 Meadows Lane, Las Vegas, NV, and a resident of
3 Clark County, State of Nevada.

4 4. That the true names and capacities, whether individual, corporate, association or
5 otherwise of the Defendants, DOE EMPLOYEES 1 through 5, and/or DOES 1 through
6 10, and/or ROE BUSINESS ENTITIES 1 through 10, inclusive, are unknown to
7 PLAINTIFF, who, therefore, sues said Defendants by such fictitious names.
8 PLAINTIFF is informed and believes, and thereupon alleges, that each of the
9 Defendants designated herein as DOE EMPLOYEES, DOES and/or ROE BUSINESS
10 ENTITIES is responsible in some manner for the events and happenings herein referred
11 to, and in some manner caused the injuries and damages proximately thereby to the
12 PLAINTIFF, as herein alleged; that the PLAINTIFF will ask leave of this court to
13 amend this Complaint to insert the true names and capacities of said Defendants, DOE
14 EMPLOYEES 1 through 5 and/ or DOES 1 through 10 and/or ROE BUSINESS
15 ENTITIES 1 through 10, inclusive, when the same have been ascertained by
16 PLAINTIFF, together with the appropriate charging allegations, and to join such
17 Defendants in this action.

18 5. That at all times herein mentioned, Defendants, including DOE EMPLOYEES 1
19 through 5 and/or DOES 1 through 10 and/or ROE BUSINESS ENTITIES 1 through 10,
20 inclusive, were the employees and/or owners and/or operators and/or maintainers of the
21 location(s) involved in the accident, herein after referred to as Defendant store and/or
22 property, fully described herein below.

23 6. PLAINTIFF is informed and believes, and based upon such information and
24 belief, alleges that Defendants, and each of them, designated as does AND/OR roe
25 corporations are, in some manner, responsible for the occurrences and injuries sustained
26 by PLAINTIFF, as alleged.

27 7. At all times mentioned, the Defendants, and each of them, were the designers,
28 contractors, sub-contractors, vendors, maintainers, owners, managers, inspectors,

1 supervisors and/or controllers of the premises and common areas generally known as
2 CARDENAS MARKET located at 4700 Meadows Lane, Las Vegas, NV 89107.

3 FACTS COMMON TO ALL CAUSES OF ACTION

4 That PLAINTIFF incorporates by this reference each and every allegation
5 previously made in this Complaint, as if here fully set forth.

6 8. On or about August 17, 2013, Defendants and each of them, while in the course
7 and scope of their employment and/or agency with other Defendants, negligently failed
8 to design, construct, control, supervise, repair and maintain the premises and common
9 areas generally known as CARDENAS MARKET located at 4700 Meadows Lane, Las
10 Vegas, NV 89107 and further failed to warn PLAINTIFF of hazards which resulted in
11 PLAINTIFF's injuries.

12 9. As a direct and proximate result, PLAINTIFF slipped and fell due to a
13 dangerous condition on Defendants' premises and was seriously injured and caused to
14 suffer great pain of body and mind, some of which conditions are permanent and
15 disabling all to her general damage in an amount in excess of Ten Thousand Dollars
16 (\$10,000.00).

17 FIRST CAUSE OF ACTION

18 (NEGLIGENCE)

19 That PLAINTIFF incorporates by this reference each and every allegation
20 previously made in this Complaint, as if here fully set forth.

21 10. On or about August 17, 2013, Defendants, while in the course and scope of their
22 employment and/or agency with other Defendants, negligently failed to design,
23 construct, control supervise, repair and maintain the premises and further failed to warn
24 PLAINTIFF of hazards which resulted in PLAINTIFF's injuries.

25 11. As a direct and proximate result of Defendants' negligence, PLAINTIFF has
26 suffered serious injuries to her person, which injuries have required and may still
27 require treatment and care and from which the PLAINTIFF has suffered great pain of
28 body and mind, discomfort, irritation, upset, embarrassment, reduced physical activity,

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1 and the inability to live her life in the manner it was conducted prior to the August 17,
2 2013, incident, all to her general damages in an amount in excess of Ten Thousand
3 Dollars (\$10,000.00).

4 12. As a further direct and proximate result, PLAINTIFF incurred expenses for
5 medical care and treatment and will incur expenses for medical care and treatment in
6 the future in an amount to be proven at trial.

7 13. As a further direct and proximate result, PLAINTIFF sustained past and future
8 loss of earnings and earning capacity in an amount to be proven at trial.

9 14. As a further direct and proximate result, PLAINTIFF has suffered a loss of past
10 and future household services.

11 15. That PLAINTIFF has been forced to retain the service of an attorney to
12 represent her in this action, and as such is entitled to reasonable attorney's fees and
13 litigation costs.

14 **SECOND CAUSE OF ACTION**

15 **(NEGLIGENCE - RESPONDEAT SUPERIOR)**

16 That PLAINTIFF incorporates by this reference each and every allegation
17 previously made in this Complaint, as if here fully set forth.

18 15. Because Defendant Marina Sosa and Defendants DOE EMPLOYEES 1 through
19 5, were acting within the course and scope of their employment, service or agency for
20 Defendants, Defendant CARDENAS MARKET, INC., and/or DOES 1 through 10
21 and/or ROE BUSINESS ENTITIES 1 through 10, are vicariously liable for the injuries
22 sustained by PLAINTIFF as alleged above.

23 16. That PLAINTIFF has been forced to retain the service of an attorney to
24 represent her in this action and as such is entitled to reasonable attorney's fees and
25 litigation costs.

26 ///

27 ///

28

PRAYER FOR RELIEF

WHEREFORE, PLAINTIFF, AMBER REYNOLDS, expressly reserves her right to amend her Complaint at the time of trial of the actions herein to include all items of damage not yet ascertained, and prays for judgment against the Defendants as follows:

- 1.) For general compensatory damages, including past, present, and future pain and suffering and loss of enjoyment of life, in an amount to be proved at trial;
- 2.) For special damages, including but not limited to, lost wages, medical and incidental expenses as well as future medical expenses in an amount in conformance to proof at trial;
- 3.) For an award in excess of Ten Thousand Dollars (\$10,000.00) as compensation for all general and special damages suffered by the PLAINTIFF as a consequence of the negligence of the Defendants;
- 4.) For reasonable attorney's fees and costs of this action, and prejudgment interest herein; and
- 5.) For such other and further relief as the Court deems just and proper under the circumstances.

Dated this 22nd day of April, 2015.

BAKER LAW OFFICES

/s/ Jason Barrus

LLOYD W. BAKER, ESQ.

Nevada Bar No. 6893

JASON BARRUS, ESQ.

Nevada Bar No. 9344

500 S. Eighth Street

Las Vegas, NV 89101

Attorney for Plaintiff

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 Attorneys for Plaintiffs

DISTRICT COURT
 CLARK COUNTY, NEVADA

AMBER REYNOLDS, individually

DEPT. NO.:

Plaintiff,

CASE NO.:

vs.

CARDENAS MARKET, INC., MARINA
 SOSA, an individual, DOE EMPLOYEES 1
 through 5, DOES 1 through 10, and ROE
 BUSINESS ENTITIES 1 through 10,
 inclusive,

Defendants

INITIAL APPEARANCE FEE DISCLOSURE

Pursuant to NRS Chapter 19, as amended by Senate Bill 106, filing fees are submitted
 for the parties appearing in the above entitled action as indicated below:

PLAINTIFF: AMBER REYNOLDS

TOTAL REMITTED: \$270.00

Dated this 22nd day of April, 2014.

BAKER LAW OFFICES

/s/ Jason Barrus
 LLOYD W. BAKER, ESQ.
 Nevada Bar No. 6893
 JASON BARRUS, ESQ.
 Nevada Bar No. 9344
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 Attorneys for Plaintiff